

AMENDMENT TO THE CLAIMS:

1-12. (Cancelled)

13. (Currently amended) A method for receiving data packets from a transmitter, ~~the said~~ method ~~comprising the steps of:~~ comprising:

deciding that a data packet is missing;

making a retransmission decision, based on channel ~~conditions and conditions~~, importance of the missing data packet and bit rates of previously received data packets, as to whether a retransmission request for the missing data packet is to be sent;

sending the retransmission request to the transmitter ~~in accordance with the retransmission decision if the retransmission decision is affirmative~~; and

receiving a packet retransmitted by the transmitter in response to the retransmission request.

14. (Previously presented) The method according to claim 13, wherein the channel conditions include an available channel bandwidth.

15. (Previously presented) The method according to claim 13, wherein the channel conditions include a channel transmission delay.

16. (Previously presented) The method according to claim 13, wherein the channel conditions include a channel bit error rate.

17. (Cancelled)

18. (Previously presented) The method according to claim 13, wherein the retransmission request is a NACK (non-acknowledgment) packet.

19. **(Currently amended)** An apparatus for receiving data packets from a transmitter, ~~the said~~ apparatus comprising:

a loss detection unit ~~for deciding~~ operable to decide that a data packet is missing and ~~making~~ to make a retransmission decision, based on channel ~~conditions and conditions~~, importance of the missing data packet ~~and bit rates of previously received data packets~~, as to whether a retransmission request for the missing data packet is to be sent;

a transmitter buffer unit ~~for sending~~ operable to send the retransmission request to the transmitter ~~in accordance with a retransmission decision if said loss detection unit makes an affirmative retransmission decision~~; and

a receiver buffer unit ~~for receiving~~ operable to receive the packet retransmitted by the transmitter in response to a retransmission request.

20. **(Previously presented)** The apparatus according to claim 19, wherein the channel conditions include an available channel bandwidth.

21. **(Previously presented)** The apparatus according to claim 19, wherein the channel conditions include a channel transmission delay.

22. **(Previously presented)** The apparatus according to claim 19, wherein the channel conditions include a channel bit error rate.

23. **(Cancelled)**

24. **(Previously presented)** The apparatus according to claim 19, wherein the retransmission request is a NACK (non-acknowledgment) packet.